P.R. No. 755/06
Presented by Shri S. Barwar
dated 13/2/06

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IN THE COURT OF HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

Single Bench

WRIT PETITION NO 762 /2006

PETITIONER : Nandu S/o Late Shri Shivnath, Aged abour 56 year working as Gangman Department of P.W.D.R/o Dansara, Tah. Sarangarh Distt. Raigarh (C.G.)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh through its Secretary, Public Works Department, Mantralaya, D.K.S. Bhavan, Raipur (C.G.)
2. Engineer-in-Chief, Public Works Department, Mantralaya, D.K.S. Bhavan, Raipur (C.G.)
3. Superintending Engineer, Public Works Department, Bilaspur Division, Distt. Bilaspur (C.G.)
4. Executive Engineer, Public Works Department, Dist. Raigarh (C.G.)

RECEIVED-COPY
D. Kotak 13/2/06
CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS, PROHIBITION, CERTIORARI ETC. OR ANY OTHER DIRECTION OR ORDER TO DO JUSTICE IN THE MATTER

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक W.P.No. 762/2006 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

28-2-2006

Shri Sameer Behar, counsel for the petitioner.
Shri Satish Gupta, Dy. Govt. Advocate for the State.
Application for urgent hearing is allowed.
Heard.

The petitioner has filed this petition under Articles 226/227 of the Constitution of India on the ground that even after completing 25 years of service, his services have not been regularized.

Counsel for the petitioner submits that the petitioner is serving as Gangman since more than 25 years. He has filed copy of Service Book. He submits that the petitioner is entitled to be regularized under the Gangmen's Service Rules, 1996 Annexure P-2 and Circulars Annexure P-3 dated 9-4-2003 and Annexure P-4 dated 3-9-2002. It is pointed out that representations as per Annexure P-6 were made collectively and the same is pending. It is also pointed out that some persons have been regularized.

Learned State counsel pointed out that the representation submitted by the petitioner is pending and the same will be considered and decided.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, for the present, ends of justice will be served if a direction is given to the petitioner to make a detailed representation afresh raising his grievances before the respondent no. 2 – Engineer-in-Chief along with a copy of the petition and this order, within three weeks from today, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within three months from the date of receipt/ production of the representation. It is made clear that if any grievance remains, the petitioner may avail the remedy available under the law.

With the aforesaid observations this petition stands disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

[पीछे देखिये